

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office JUN - 8 1989 NEW PRIORITY DATE: OCT 17 1997

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUN 8 1989

The applicant Victor & Beatriz Lanker

5342 Melgre Ave., of Woodland Hills
Street and No. or P.O. Box No. City or Town

California 91367, hereby make application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is .5 CFS second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet _____

3. The water to be used for commercial & domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated _____

(b) Stockwater, state number and kinds of animals to be watered _____

(c) Other use (describe fully under "No. 12. Remarks") commercial & domestic

(d) Power:

(1) Horsepower developed _____

(2) Point of return of water to stream _____

5. The water is to be diverted from its source at the following point within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 35,
Describe as being within a 40-acre subdivision of public
T.41N., R.37E., M.D.B.&M. or at a point from which the W $\frac{1}{4}$ corner of said Section
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
35, bears S 62°05' W 3071'

6. Place of use N $\frac{1}{2}$ NW $\frac{1}{4}$ & NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 35, T.41N., R.37E., M.D.B.&M.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about Jan. 1st and end about Dec. 31st, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) drilled well and water distributor system.
State manner in which water is to be diverted, i.e. diversion structure, ditches and

flumes, drilled well with pump and motor, etc.

9. Estimated cost of works in excess of \$10,000.

10. Estimated time required to construct works 3 years
 If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water from this application is to be used for a truck stop, restaurant, market, and motel complex. Annual consumptive use of approximately 3.65 million gallons annually.

By s/ John H. Milton III
146 W. Second St.
Winnemucca, NV 89445

Compared pm/jm bp/se

Protested _____

APPROVAL _____ OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second, or 1.132 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before July 20, 1992

Proof of completion of work shall be filed on or before August 20, 1992

Application of water to beneficial use shall be made on or before July 20, 1995

Proof of the application of water to beneficial use shall be filed on or before August 20, 1995

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed _____ IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.

Proof of beneficial use filed _____ State Engineer of Nevada, have herunto set my hand and the seal of my

Cultural map filed _____ office, this 20th day of July

Certificate No. _____ Issued _____ A.D. 19 90

~~CANCELLED~~ OCT 24 1997 BECAUSE OF FAILURE
 OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
Michael Turnipseed, P.E. STATE ENGINEER
 Cancellation rescinded
3-24-99

~~CANCELLED~~ JAN 11 2001 BECAUSE OF FAILURE
 OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
Turnipseed, P.E. STATE ENGINEER